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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ELTON MASON,

11 Plaintiff,

12 v.

13 SEATTLE TUNNEL PARTNERS, et
14 al.,

15 Defendants.

CASE NO. C17-186 MJP

ORDER ON MOTION FOR FEES
AND COSTS

16 The above-entitled Court, having received and reviewed Defendants' Motion for Fees
17 and Costs Pursuant to the Court's September 6 Order (Dkt. No. 76), Plaintiff's Response (Dkt.
18 No. 78), Defendants' Reply (Dkt. No. 83), all attached exhibits and declarations, and relevant
19 portions of the record, rules as follows:

20 IT IS ORDERED that the motion is GRANTED.

21 Pursuant to FRCP 37(a)(5), the Court previously awarded the STP Defendants their
22 reasonable costs and fees incurred in bringing a motion to compel. (*See* Dkt. Nos. 63, 73.)

23 At that time, the Court directed the STP Defendants to file a motion for an award of
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1 reasonable fees and costs. (Dkt. No. 73.) The Court has now reviewed the STP Defendants'
2 motion plus the responsive briefing, and has applied the lodestar method to determine the
3 reasonableness of their fee request.

4 The STP Defendants have requested \$13,750 in legal fees and have supported their
5 request with invoices and a declaration from their lead counsel explaining the work they
6 performed, their relative experience, their hourly rate in this matter, and the basis for their
7 request. Having reviewed the relevant materials, and applying the lodestar analysis, the
8 Court expressly finds that the hourly rates charged by the STP Defendants' counsel and the
9 hours expended by counsel are both reasonable and support an award of the requested fees.
10 The Court expressly does not find the presence of any other factors that would support and
11 upward or downward adjustment to the requested amount.

12 Accordingly, IT IS HEREBY ORDERED that, within 14 days of the date of this
13 Order, Plaintiff shall pay to the STP Defendants the amount of \$13,750 in connection with
14 their fee award.

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16 The clerk is ordered to provide copies of this order to all counsel.

17 Dated October 10, 2018.

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19 The Honorable Marsha J. Pechman
20 United States Senior District Court Judge
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